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7  
8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 BEERPARTNERS.LV, LLC, a Nevada limited  
liability company,

11 Plaintiff,

12 v.

13 THE SHOPPES AT THE PALAZZO, LLC, a  
Delaware limited liability company,

14 Defendant.  
15

CASE NO.: 2:23-cv-00387-GMN-BNW

**STIPULATION TO EXTEND  
DISCOVERY DEADLINES**

**FIRST REQUEST**

16 Pursuant to LR IA 6-1, LR IA 6-2, LR 7-1, and LR 26-3, Plaintiff Beerparkers.LV, LLC  
17 (“Plaintiff”) and Defendant The Shoppes at the Palazzo, LLC (“Defendant”, and together with  
18 Plaintiff, the “Parties”) by and through their undersigned counsel, hereby stipulate, contingent  
19 upon this Court’s approval to extend the remaining discovery deadlines set forth in the Court’s  
20 Scheduling Order (ECF No. 13). This is the parties’ first request to extend the subject deadlines.

21 **A. The Discovery Completed to Date:**

22 Pursuant to LR 26-3(a), the following discovery has been completed to date:

23 1. Plaintiff served its Fed. R. Civ. P. (“FRCP”) 26(a)(1) Initial Disclosure of  
24 Documents and Witnesses on August 14, 2023.

25 2. Plaintiff served its First Set of Interrogatories and First Set of Requests for  
26 Production of Documents to Defendant on August 14, 2023.

27 3. Defendant served its FRCP 26(a)(1) Initial Disclosure of Documents and

1 Witnesses on September 13, 2023.

2 4. Defendant served its responses to Plaintiff's First Set of Interrogatories and First  
3 Set of Requests for Production of Documents to Defendant on September 13, 2023.

4 5. The Parties met and conferred regarding Defendant's written discovery responses  
5 on October 11, 2023.

6 6. Defendant served its First Set of Interrogatories, First set of Requests for  
7 Admission, and First Set of Requests for Production of Documents to Plaintiff on November 3,  
8 2023.

9 7. Defendant supplemented its written discovery responses on November 8, 2023,  
10 pursuant to the October 11, 2023, meet and confer.

11 8. Defendant supplemented its FRCP 26(a)(1) Disclosures on November 8, 2023.

12 9. Plaintiff noticed the FRCP 30(b)(6) deposition of Defendant.

13 **B. The Discovery that Remains to be Completed:**

14 Pursuant to LR 26-3(b), the following discovery remains to be completed:

15 1. Plaintiff must respond to Defendant's First Set of Interrogatories, First set of  
16 Requests for Admission, and First Set of Requests for Production of Documents.

17 2. Plaintiff must review Defendant's supplemental written discovery responses and  
18 determine whether additional meet and confer efforts are necessary.

19 3. Plaintiff must depose Defendant's FRCP 30(b)(6) designee.

20 4. Plaintiff may need to depose additional parties.

21 5. Plaintiff may need to subpoena third parties for documents and information.

22 6. Defendant must depose Plaintiff's FRCP 30(b)(6) designee.

23 7. Defendant may need to depose additional third parties.

24 **C. The Reasons Why Specified Discovery Has Yet to Be Completed:**

25 Pursuant to LR 26-3(c), the reasons why discovery is not yet completed are set forth as  
26 follows:

27 From the inception of this action through the present, the Parties have been engaged in

1 settlement discussions with the goal of settling this dispute in its entirety. As such, while the  
 2 Parties have been engaged in discovery in preparation for the chance that settlement negotiations  
 3 fall through, they have delayed and/or granted extensions with respect to certain discovery with  
 4 an eye toward conserving costs and allowing the Party representatives to negotiate in good faith  
 5 without the pressure of looming response deadlines and costly depositions.

6 Additionally, Defendant has just recently supplemented its written discovery responses  
 7 following Plaintiff's meet and confer efforts. Defendant's supplemental responses disclosed a  
 8 significant number of new documents that Plaintiff must analyze to determine whether additional  
 9 meet and confer efforts are necessary. If such meet and confer efforts do not resolve any remaining  
 10 discovery disputes, Plaintiff may need to file a motion to compel discovery, or otherwise issue  
 11 another set of discovery requests, and will require additional time to do so.

12 **D. A Proposed Schedule for Completing All Remaining Discovery:**

13 Pursuant to LR 26-3(d), the Parties propose the following schedule to complete all  
 14 remaining discovery:

Discovery Event	Current Deadline	Extended Deadline
Amending Pleadings / Adding Parties	September 7, 2023	No change
Discovery Completion	December 6, 2023	<b>February 5, 2024</b>
Initial Disclosure of Experts	October 9, 2023	No change
Rebuttal Expert Opinions	November 8, 2023	No change
Dispositive Motions	January 5, 2024	<b>March 6, 2024</b>
Pre-Trial Order	February 5, 2024	<b>April 5, 2024</b>

20 **E. Good Cause**

21 Pursuant to LR IA 6-1(a) and LR 26-3, good cause exists to extend the deadlines under the  
 22 Scheduling Order, as the parties have been diligently cooperating to exchange discovery while also  
 23 allowing the Parties time to continue their settlement negotiations. Despite the ongoing  
 24 negotiations, the Parties have kept discovery moving forward, and anticipate that they will need  
 25 only a 60-day extension to either complete discovery or settle the instant dispute. This is the  
 26 Parties' first request to extend any of the discovery deadlines in this matter, and this stipulation is  
 27

submitted more than 21 days prior to the close of discovery. This stipulation is not intended to cause undue delay.

IT IS SO STIPULATED.

Submitted by:

Dated this 14th day of November, 2023.

**HOLLEY DRIGGS**

/s/ F. Thomas Edwards

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Dated this 14th day of November, 2023.

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IT IS SO ORDERED.



UNITED STATES MAGISTRATE JUDGE

Dated: 11/15/2023